

REGULAR MEETING MINUTES  
**July 11, 2017**

A regular meeting of the Mayor and Council of the Borough of Bradley Beach was held in the Meeting Room, 701 Main Street, Bradley Beach, New Jersey on the above date.

**CALL TO ORDER**

Mayor Gary Englestad opened the meeting with a salute to the flag.

Sunshine Law

The meeting has been noticed publicly according to the Open Public Meetings Act requirement for the “Annual Notice”, and posted on the official bulletin board.

**ROLL CALL 6:30 pm**

Present: Council: Weber, Goldfarb, Bonnell, Cotler  
Mayor Engelstad  
Borough Attorney Michael DuPont  
Labor Attorney, Jamie Plosia  
Chief Financial Officer, Gail Krzyzczuk  
Municipal Clerk, Kelly Barrett

ON MOTION by Englestad/Goldfarb to enter into Executive Session to discuss contract negotiations

ROLL CALL AYES: Weber, Goldfarb, Bonnell, Cotler Engelstad  
NAYS: None  
ABSENT: None  
ABSTAIN: None

Meeting reopened – No action taken

**APPROVAL OF MINUTES**

ON MOTION by Englestad/Goldfarb to approve Workshop Meeting minutes of June 27, 2017

ROLL CALL AYES: Weber, Goldfarb, Bonnell, Cotler Engelstad  
NAYS: None  
ABSENT: None  
ABSTAIN: None

ON MOTION by Englestad/Bonnell to approve Regular Meeting Minutes of June 27, 2017

ROLL CALL AYES: Weber, Goldfarb, Bonnell, Cotler, Engelstad  
NAYS: None  
ABSENT: None  
ABSTAIN: None

## Engineer's Report

Gerald Freda, Borough Engineer provided an update on the Sanitary Sewer project, he stated that the information was received from the state to award the bid to Preside Construction, Inc. The Borough passed a resolution which was forwarded to the state and once received back from state we will set up a pre-construction meeting and anticipate the project commencing right after Labor Day. In reference to the Sylvan Lake Park and Riley Park projects, we will begin the projects once the funding is in place and I receive the go ahead from the Borough.

Thomas Coan (612 Third Avenue) questioned the Engineer on the status of the crosswalk improvements on Main Street. Mr. Freda responded that the crosswalks are a state project and anticipates it taking some time. Mayor Engelstad directed the Administrator to reach out to the state to schedule a meeting for a status report on the crosswalks.

Harvey Rosenberg, Chairman of the Memorial Day Committee presented the report of the 2017 Memorial Day Festival. He stated the event was a success, there had been a few issues that will not be repeated next year as they were addressed at the post event review meeting. The Sparks Organization paid the Borough for all services provided, clean-up, trash disposal, parking etc. The Memorial Day Committee and Bradley Beach First Aid collected over \$24,000.00. The monies collected by the Memorial Day Committee are used to donate to various Organizations and Departments throughout the Borough. Mr. Rosenberg requested that the Mayor and Council authorize the Memorial Day Committee to enter into a contract with Sparks Market Solution, for the 2018 Memorial Day Festival.

## **PUBLIC COMMENT - None**

### **COMMUNICATION(S):**

- a. Authorization was granted for the Bradley Beach PTO, to hold an off-premise raffle on September 14, 2017 (RL8-2017)
- b. Authorization was granted to hold a Free Cancer Screening on July 15, 2017 from 10:00 am – 2:00 pm on the beachfront promenade. Free beach access for screening volunteers
- c. Authorization for Vic's Restaurant to hang an Anniversary Banner through Labor Day 2017
- d. Hilary Colanduoni (Brinley Avenue Concession) requested an amendment to the Brinley Avenue Concession to allow for seating and extra square footage around the trailer to accommodate patrons. She stated that the trailer was extremely hot inside and you are not able to hear above the exhaust fan. Ms. Colanduoni continued that she has been operating with the table & chairs and added square footage for many years. She received verbal authorization years ago from Ms. O'Reilly the Borough Administrator at the time. Ms. Barrett, Borough Administrator stated that she was addressing complaints received regarding the concession of added square footage and seating without authorization. She continued that there was also an issue with Ms. Colanduoni other concession (Hot Dog like Cart Concession) Ms. Colanduoni was utilizing a counter on wheels as a lemonade stand rather than the hot dog cart specifications and into tapping into Borough utilities without authorization. I advised the

concessionaire to cease operations as this was a clear violation of the agreement. Julie Nutaitis, Chairwoman of the Quality of Life Committee weighed in stating that the QOL received numerous complaints regarding the concession and it was in the need of cleaning up. The QOL recommended the concessionaire be held to the original terms of the agreement. Mayor Engelstad stated that the Borough was at fault for allowing this situation to go on. After further discussion, he continued that the Borough would allow the concessionaire to continue for the remainder of the season on Brinley Avenue. However, next season the Borough would adhere to the terms of the Concession and install additional counters if necessary. He continued that the hot dog cart concession would not be permitted to operate without the proper hot dog like cart equipment and they were not permitted to tap into the Boroughs electric. Councilman Goldfrab recommended that the matter be referred to the Borough Administrator to ensure the concessionaire clean-up the concession and reduce the additional square footage until the end of the season.

Ann Gubotosi (615 Fourth Avenue) commented that she would like the Borough to work with the Brinley Avenue concessionaire. She along with her family frequent the concession and appreciate the work they do.

Thomas Coan (612 Third Avenue) suggested that the beachfront concessions be discussed at an October workshop meeting.

ON MOTION           by Englestad/Goldfarb to refer the concession to the Borough Administrator for clean-up

ROLL CALL           AYES:           Weber, Goldfarb, Bonnell, Cotler Engelstad  
                          NAYS:           None  
                          ABSENT:       None  
                          ABSTAIN:      None

ON MOTION           by Englestad/Goldfarb to approve the Consent Agenda

ROLL CALL           AYES:           Weber, Goldfarb, Bonnell, Cotler Engelstad  
                          NAYS:           None  
                          ABSENT:       None  
                          ABSTAIN:      None

### **CONSENT AGENDA**

Resolution 142       BILL LIST  
Resolution 143       Appointment of Rebecca Fleming to the Bradley Beach Arts Council  
Resolution 144       Executive Session to discuss Contact Negotiations  
Resolution 145       Authorizing Cancer Screening on the beachfront promenade on July  
                          15, 2017 free beach access to screening volunteers

## **COUNCIL REPORTS**

Councilman Weber stated that the last Environmental Commission were reviewing an ordinance that may inadvertently be promoting littering (banning smoking on the east side of Ocean Avenue) improper disposal of cigarette butts. We are looking into obtaining a grant from “Keep America Beautiful” to purchase smoking receptacle.

Councilman Goldfrab commented that the Firework Display was wonderful and thankfully with the assistance of the OEM, Police, First Aid and Fire Department there were no incidents.

Councilman Cotler stated that he had never seen the crowd as large as there was at the Firework Display and what a great job the police department did clearing the crowds.

Mayor Engelstad stated that the borough’s Firework Display was wonderful and the Police Department did a great job clearing out the town. He reminded everyone of the Farmer’s Market in Riley Park every Thursday. He continued that we are continuing to calculate the cost of services for the Lobster Fest.

Several residents commented on the beautiful Fire Work display.

A discussion ensued regarding enforcement of the ordinance prohibiting tents on the beach. Chief Guida stated that there was an issue with the language and there was a moratorium on the enforcement until the issue was address. Various comments were made stating that the ordinance prohibiting tents on the beach seemed clear.

Jim Shissas (Fourth Avenue) requested an update on the 811 Ocean Avenue property. Mr. DuPont responded that the Borough has sought revocation of the license and a revocation hearing will be scheduled.

ON MOTION           by Engelstad/Bonnell to adjourn.

ADJOURN           8:30 pm

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KELLY BARRETT, RMC, CMR  
Municipal Clerk

